



EX PARTE OR LATE FILED

ORIGINAL

June 30, 2003

RECEIVED

JUL - 7 2003

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

**Re: CC Docket Nos. 02-33, 98-10 & 95-20; CS Docket No. 02-52; GN
Docket No. 00-185
Notice of Ex Parte Presentation**

Dear Ms. Dortch:

Submitted herewith is a notice regarding a permitted oral *ex parte* presentation in the above-captioned proceedings. On June 18, 2003, Jeff Bezos, CEO, and Paul Misener, Vice President of Global Public Policy, of Amazon.com met with Chairman Powell and his legal advisor Chris Libertelli. Among other issues, the parties discussed the importance of ensuring that consumers continue in the broadband era to have the ability they have in the narrowband world to reach any lawful Internet information, products, and services. This principle allowed the Internet to grow and flourish over the past decade and should be carried forward and applied to broadband services to avoid stifling that growth.

Messrs. Bezos and Misener explained that the broadband non-impairment rule proposed by Amazon.com in a December 2, 2002, *ex parte* submission in these dockets offers a balanced way to achieve this end. The rule presents broadband service providers with a choice: either agree not to impair consumers' access to all lawful Internet information, products, and services,

Handwritten signature
MISNER

or allow a minimum number of unaffiliated ISPs to offer Internet access service over the broadband pipe. The rule is narrow and targeted in scope, as its prescriptive elements apply only when a broadband service provider or broadband ISP discriminatorily uses information provided to it by a consumer in her quest for particular Internet content to impair her access to that content.

Kindly address any questions to the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul Misener', followed by a long, sweeping horizontal line that extends to the right.

Paul Misener
Vice President, Global Public Policy
Amazon.com

cc: Mr. Chris Libertelli